IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8852 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE D.A.MEHTA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

KANTABEN C PATEL

Versus

DISTRICT EDUCATION OFFICER (PRIMARY)

Appearance:

1. Special Civil Application No. 8852 of 1990

MR BS BRAHMBHATT for Petitioner No. 1

MR DD VYAS for Respondent No. 1

MR AJ DESAI, AGP. for Respondent No. 2-3

CORAM : MR.JUSTICE D.A.MEHTA

Date of decision: 21/03/2003

ORAL JUDGEMENT

1 Heard Mr.B.S.Brahmbhatt, learned Advocate for the petitioner. This petition was filed challenging the order dated 14/6/1990 whereby the petitioner was

transferred from Ambatalat, Dist.Valsad to Khatana. The petitioner had not assumed charge at the transferred station. However, Mr.Brahmbhatt states under instructions that the petitioner has made a representation dated 4/3/2003, seeking posting at Khatana or any other place in district Valsad and has further undertaken in the said application that the petitioner is ready and willing to serve at any place of posting. It will be open to the respondent authorities to permit the petitioner to join at the place of transfer or any other place where the petitioner may be posted after taking into consideration the representation of the petitioner. It is hoped that the representation of the petitioner shall be dealt with in accordance with law and disposed of within a period of four weeks from today.

2 In these circumstances, Mr.Brahmbhatt seeks permission to withdraw this petition under instructions. Permission granted. The petition stands disposed of as withdrawn. Rule discharged. Direct service permitted.

(D.A.Mehta, J)

m.m.bhatt